

Message Text

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PAGE 01 STATE 052214
ORIGIN IO-14

INFO OCT-01 ISO-00 ARA-10 HA-05 CIAE-00 COME-00 EB-08
INR-10 LAB-04 NSAE-00 SIL-01 NSC-05 SP-02 L-03
AF-10 EA-10 EUR-12 NEA-10 USIE-00 HEW-04 OIC-02
SS-15 TRSE-00 OMB-01 AID-05 SSO-00 INRE-00 JUSE-00
/132 R

DRAFTED BY IO/HR:RFTAUBENFELD:FEJ
APPROVED BY IO:GADALLEY
ARA/MEX - MR. STORING
HA - MS. BOVA
UNA - MR. TEFFT
ARA - MR. LISTER (INFO)

-----069689 010207Z /64

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FM SECSTATE WASHDC
TO USMISSION GENEVA IMMEDIATE
INFO USMISSION USUN NEW YORK PRIORITY

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PASS TO USDEL TO UN HUMAN RIGHTS COMMISSION

E.O. 11652: N/A

TAGS: UNHRC, SHUM

SUBJECT: 34TH SESSION HUMAN RIGHTS COMMISSION: MIGRANT
WORKERS ISSUE

REFS: (A) GENEVA 03107, (B) A/RES/32/120

1. DEPT. AGREES THAT DEL SHOULD SUPPORT A SERIOUS AND
THOROUGH ANALYSIS OF EXISTING INTERNATIONAL INSTRUMENTS
ON MIGRANT WORKERS WITH A VIEW TO DETERMINING WHETHER A
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NEW INSTRUMENT IS NEEDED AND, IF SO, WHAT TYPES OF HUMAN
RIGHTS ISSUES IT SHOULD FOCUS ON AND WHAT NATIONAL,
BILATERAL OR INTERNATIONAL IMPLEMENTATION STRATEGIES IT
SHOULD PROPOSE.

2. IT WILL BE RECALLED THAT REF B ENTITLED "MEASURES TO

IMPROVE THE SITUATION AND INSURE THE HUMAN RIGHTS AND DIGNITY OF ALL MIGRANT WORKERS," WHICH WAS ADOPTED BY CONSENSUS, RECALLS A SUBSTANTIAL BACKGROUND OF RELEVANT INTERNATIONAL INSTRUMENTS, INCLUDING THE MIGRANT WORKERS (SUPPLEMENTARY PROVISIONS) CONVENTION (1975) AND THE RECOMMENDATION CONCERNING MIGRANT WORKERS 1975, BOTH ADOPTED BY THE GENERAL CONFERENCE OF THE ILO; AS WELL AS SEVERAL ECOSOC RESOLUTIONS, THE LATEST BEING 2083 (LXII) OF 13 MAY 1977.

3. THE TOPICS COVERED IN REF B CAN AS USUAL BE ORGANIZED INTO TWO BASIC THEMES FOR STUDY. ONE, THE SPECIFIC CONTENT OF THE HUMAN RIGHTS COVERED. ON THIS, REF B MENTIONS AMONG OTHERS (A) THE GUARANTEE OF EQUAL TREATMENT, (B) OF EQUAL OPPORTUNITY FOR ALL MIGRANTS, (C) THE NORMALIZATION OF FAMILY LIFE, AND (D) THE PROVISION OF SOCIAL SERVICES SUCH AS TRAINING, HEALTH, EDUCATION, ETC., FOR ALL MIGRANTS. IN ADDITION, THE RESOLUTION CALLS FOR GUARANTEEING "THE FUNDAMENTAL HUMAN RIGHTS AND ACQUIRED SOCIAL RIGHTS OF ALL MIGRANT WORKERS, IRRESPECTIVE OF THEIR IMMIGRATION STATUS."

4. THE SECOND IMPORTANT THEME FOR STUDY IS IMPLEMENTATION TO DATE. THIS SHOULD INCLUDE A SURVEY OF THE INFORMATION AVAILABLE ON THE FOLLOWING TOPICS: (A) THE ACTUAL TREATMENT OF MIGRANTS, (C) AN ANALYSIS OF THE MOST IMPORTANT OBSTACLES TO IMPLEMENTATION OF THE HUMAN RIGHTS OF LIMITED OFFICIAL USE

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MIGRANTS, INCLUDING THE DOMESTIC CONFLICTS OF INTEREST INVOLVED, AND (D) ALTERNATIVE WAYS OF OVERCOMING THESE AT THE DOMESTIC LEVEL AND BY BILATERAL, REGIONAL AND INTERNATIONAL COOPERATION.

5. SUCH A STUDY OF IMPLEMENTATION WOULD BE CONSISTENT WITH OTHER RECENT SUGGESTIONS IN THE HRC, INCLUDING THE RECENT INDIAN PROPOSAL. IT WOULD ALSO IDENTIFY THE KINDS OF ADDITIONAL INTERNATIONAL AGREEMENTS NEEDED.

6. OF SPECIAL INTEREST TO THE U.S. IS THE ISSUE OF CONTROL OF ILLICIT TRAFFIC IN MIGRANT LABOR AND ALSO THE SPECIAL PROBLEMS OF DEFENDING THE HUMAN RIGHTS OF ILLICIT MIGRANTS. THE CARTER ADMINISTRATION HAS RECENTLY GIVEN HIGH-LEVEL ATTENTION TO THIS PROBLEM AND NEW LEGISLATION HAS BEEN PROPOSED. THE JUSTICE DEPARTMENT HAS UNDERTAKEN A CAMPAIGN TO IMMEDIATELY IMPROVE THE LEGAL PROTECTION OF THE HUMAN RIGHTS OF NON-DOCUMENTED WORKERS, WHO ARE READY PREY FOR UNSCRUPULOUS EXPLOITATION.

7. USG IS ACTIVELY INTERESTED IN THE TOPIC. CLEARLY,

MORE INFORMATION IS NEEDED BEFORE USEFUL ADDITIONAL
INTERNATIONAL LEGAL INSTRUMENTS ARE PRODUCED. VANCE

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ORIGIN ARA-14

INFO OCT-01 ISO-00 /015 R

66011
DRAFTED BY: ARA/MEX: P E STORING
APPROVED BY: ARA/MEX: D E SIMCOX
-----026929 090626Z /20
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FM SECSTATE WASHDC
TO AMEMBASSY MEXICO

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*** Current Handling Restrictions *** n/a

*** Current Classification *** LIMITED OFFICIAL USE

Message Attributes

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Control Number: n/a
Copy: SINGLE
Draft Date: 01 mar 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
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Review Action: RELEASED, APPROVED
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Review Exemptions: n/a
Review Media Identifier:
Review Release Date: N/A
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Review Withdrawn Fields: n/a
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Secure: OPEN
Status: <DBA CORRECTED> mcm 970818
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